



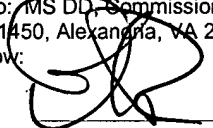
# FULBRIGHT & JAWORSKI L.L.P.

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November 24, 2003

CERTIFICATE OF MAILING 37 C.F.R 1.8	
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**MS DD**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

RE: *U.S. Patent Application No. 10/605,708 entitled "CHIMERIC GENE CONSTRUCTS FOR GENERATION OF FLUORESCENT TRANSGENIC ORNAMENTAL FISH" – Zhiyuan Gong et al.*  
*Our reference: GLOF:007USC1*

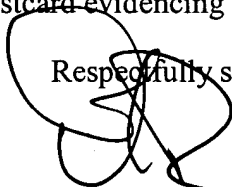
Sir:

Enclosed for filing in the above-referenced patent application is an Information Disclosure Statement and Form PTO-1449.

No fees are believed to be due in connection with the filing of this Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to the enclosed materials, the Commissioner is authorized to deduct the appropriate fees from Fulbright & Jaworski Deposit Account No.: 50-1212/GLOF:007USC1.

Please date stamp and return the enclosed postcard evidencing receipt of these materials.

Respectfully submitted,



David L. Parker  
Reg. No. 32,165

DLP/kmv  
Encl.: as noted

25357274.1



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Zhiyuan Gong *et al.*

Serial No.: 10/605,708

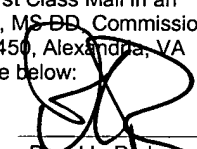
Filed: October 22, 2003

For: CHIMERIC GENE CONSTRUCTS FOR  
GENERATION OF FLUORESCENT  
TRANSGENIC ORNAMENTAL FISH

Group Art Unit: Unknown

Examiner: Unknown

Atty. Dkt. No.: GLOF:007USC1

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**INFORMATION DISCLOSURE STATEMENT**

**MS DD**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

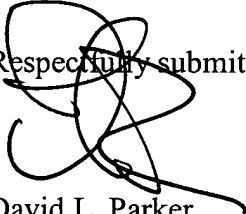
In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 be considered by the Examiner and made of record.

In accordance with 37 C.F.R §§ 1.97(g), (h), this Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

The present Information Disclosure Statement is being filed prior to the receipt of a first Official Action reflecting an examination on the merits, and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with the filing of this Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these materials, the Commissioner is authorized to deduct the appropriate fees from Fulbright & Jaworski Deposit Account No.: 50-1212/GLOF:007USC1.

This application is a continuation application of Serial No. 09/913,898, filed October 3, 2001, and is relied upon for an earlier filing date under 35 U.S.C. § 120. In accordance with Rule 37 C.F.R. § 1.98(d) copies of the listed documents are not enclosed as they have been previously cited by or submitted to the Patent and Trademark Office in prior application Serial No. 09/913,898.

Applicants respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,  


David L. Parker  
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Form PTO-1449 (modified)

Atty. Docket No.

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Serial No.

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List of Patents and Publications for Applicant's

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## INFORMATION DISCLOSURE STATEMENT

(Use several sheets if necessary)

Filing Date:

October 22, 2003

Group:

Unknown

U.S. Patent Documents

See Page 1

Foreign Patent Documents

See Page 1

Other Art

See Page 1

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Exam. Init.	Ref. Des.	Document Number	Date	Name	Class	Sub Class	Filing Date of App.
	A1	2002/0013955	1/31/02	Ogden <i>et al.</i>	800	20	6/10/98
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	A3	6,472,583	10/29/02	Winn	800	3	10/26/99
	A4	5,876,995	03/02/99	Bryan	435	189	11/25/96

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	B1	WO 96/03034	2/8/96	PCT			
	B2	WO 98/15627	4/16/98	PCT			
	B3	WO 98/56902	12/17/98	PCT			

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	C2	Amsterdam <i>et al.</i> , "The aequorea victoria Green fluorescent protein can be used as a reporter in live zebrafish embryos," <i>Developmental Biology</i> , 171:123-129, 1995.
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See Page 1

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Zhiyuan Gong *et al.*

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October 22, 2003

Group:

Unknown

U.S. Patent Documents

See Page 1

Foreign Patent Documents

See Page 1

Other Art

See Page 1

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	C27	Du <i>et al.</i> , "Growth enhancement in transgenic Atlantic salmon by the use of an 'all fish' chimeric growth hormone gene construct," <i>Bio/Technology</i> , 10:176-181, 1992.
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	C35	Gong, "Trangenic fluorescent fish," <i>Asia-Pacific Biotech News</i> , 2(16):280, 1998.
	C36	Gordon <i>et al.</i> , "Genetic transformation of mouse embryos by microinjection of purified DNA," <i>Proc. Natl. Acad. Sci., USA</i> , 77:7380-7384, 1980.

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October 22, 2003

Group:

Unknown

U.S. Patent Documents

See Page 1

Foreign Patent Documents

See Page 1

Other Art

See Page 1

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	C49	Liu <i>et al.</i> , "Development of expression vectors for transgenic fish," <i>Bio/Technology</i> , 8:1268-1272, 1990.

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Unknown

U.S. Patent Documents

See Page 1

Foreign Patent Documents

See Page 1

Other Art

See Page 1

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	C57	Olson <i>et al.</i> , "Regulation of muscle differentiation by the MEF2 family of MADS box transcription factors," <i>Developmental Biology</i> , 172:2-14, 1995.
	C58	Palmiter <i>et al.</i> , "Dramatic growth of mice that develop from eggs microinjected with metallothionein-growth hormone fusion genes," <i>Nature</i> , 300:611-615, 1982.
	C59	Penman <i>et al.</i> , "Factors affecting survival and integration following microinjection of novel DNA into rainbow trout eggs," <i>Aquaculture</i> , 85:35-50, 1990
	C60	Powers <i>et al.</i> , "Electroporation: a method for transferring genes into the gametes of zebrafish ( <i>Brachydanio rerio</i> ), channel catfish ( <i>Ictalurus punctatus</i> ), and common carp ( <i>Cyprinus carpio</i> )," <i>Mol. Marine Biol. and Biotech.</i> , 1(4/5):301-308, 1992.
	C61	Prasher <i>et al.</i> , "Primary structure of the <i>Aequorea victoria</i> green-fluorescent protein," <i>Gene</i> , 111:229-233, 1992.

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U.S. Patent Documents

See Page 1

Foreign Patent Documents

See Page 1

Other Art

See Page 1

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	C66	Seah, "Making zebra fish that glow in the dark," in the Straits Times, Monday, August 10, 1998.
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	C76	Tsai <i>et al.</i> , "Electroporation of sperm to introduce foreign DNA into the genome of loach ( <i>Misgurnus anguillicaudatus</i> )," <i>Can. J. Fish. Aquat. Sci.</i> , 52:776-787, 1995.
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